

STANDING CHAPTER 13 TRUSTEE ALEJANDRO OLIVERAS RIVERA
REPORT OF ACTION TAKEN
MEETING OF CREDITORS

In re:

JUAN L RIVERA DOMENECH

Case No. 11-00301-SEK

Chapter 13

Attorney Name: MARILYN VALDES ORTEGA*

I. Appearances

Debtor ☒ Present ☐ Absent
Joint Debtor ☐ Present ☐ Absent
Attorney for Debtor ☒ Present ☐ Absent
☐ Pro-se
☐ Substitute _____

Date: February 25, 2011

Time: 11:24am Track: NR

☐ This is debtor(s) 3rd Bankruptcy filing.

Liquidation Value: TBD

Creditors

IRS - Correa
Cecilia Carbone - First Bank

II. Oath Administered

☒ Yes ☐ No

III. Documents Filed/Provided

☒ Schedules
☒ Statement of Financial Affairs (SOFA)
☒ Statement of Current Monthly Income (SCMI)
☒ Credit counseling briefing certificate (CCC)
☐ Waiver requested by debtor(s)
☐ DSO Certificate
☐ DSO Recipient's information
☒ State Tax Returns 07-09 ☒ Returned
☒ Federal Tax Returns 07-09 ☐ Returned
☒ Evidence of income (60 days prior to petition)

IV. Status of Meeting ☐ Closed ☐ Not Held ☒ Continued _____ at _____

V. Trustee's Report on Confirmation

☐ FAVORABLE

☐ UNFAVORABLE

☒ Feasibility
☒ Insufficiently funded → To pay IRS priority debt.
☐ Unfair discrimination
☐ Fails liquidation value test
☐ Fails disposable income test (I & J)
☐ No provision for secured creditor(s)
☐ No DSO certificate (Post-petition) March 28, 2011
☐ Evidence of income this meeting of creditors will be deemed closed.
☐ Missing ☐ Incomplete
☐ Stmt. of Current Monthly Income
☐ Incomplete ☐ Missing
☐ Fails commitment period ☐ Fails Disp. Income
☐ Certificate of Credit briefing
☐ Missing ☐ More than 180 days
☐ Issuer not certified by U.S.T.
☐ Incomplete schedules
☐ Incomplete S.O.F.A.
☒ Other:
☐ Tax returns missing
☒ State - years 2010
☒ Federal - years 2010 (1040-PR)

① Evidence of income for July-Sept with CORAL. No income earned with Triple S during said period.

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VI. Plan

(Cont.)

Date: February 14, 2011 Base \$ 29,600.00 ☒ Filed Evidence of Pmt shown: _____
Payments 1 made out of 1 due. ☐ Not Filed

VII. Confirmation Hearing Date: April, 1, 2011

VIII. Attorney's fees as per R. 2016(b)

\$3,000.00 - \$ 500.00 = \$ 2,500.00

IX. Documents to be provided w/in _____ days

☒ Amended schedules C → provide correct value for lawsuit and exemption. ☐ Amended S.O.F.A. _____

☐ Insurance estimate _____ ☐ Amended plan _____

☐ Assumption/Rejection executory contract _____ ☐ Business Documents _____

☐ Appraisal _____ ☐ Monthly reports for the months _____

☐ State tax returns years _____ ☐ Public Liability Insurance _____

☐ Federal tax returns years _____ ☐ Premises _____

☐ Correct SS # (Form B21) _____ ☐ Vehicle(s) _____

☐ Debtor ☐ Joint debtor ☐ Licenses issued by: _____

☒ Other: File application for employment in 30 days _____

☐ M.T.D. to be filed by Trustee: Debtor(s): ☐ failed to appear; ☐ failed to commence payments;

☐ failed to keep payments current; ☐ does (do) not qualify as a debtor (§109); _____

☐ Other: _____

COMMENTS

① Pending trustee's objection to First Bank's secured claim for failure to include perfected of secured interest relating to debtor's real property.

② Provide copy of debtor's lawsuit against Carlos Bonet and provide value in Schedule B. So far, debtor gave a one dollar value as per

Trustee/Presiding Officer

Amended schedule "B"

Date: February 25, 2011

(Rev.)

* ③ Trustee will file objection to \$1.00 claim exemption for debtor's lawsuit